

AMENDED IN SENATE JUNE 15, 2006

AMENDED IN ASSEMBLY MAY 9, 2006

AMENDED IN ASSEMBLY APRIL 3, 2006

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 2753

Introduced by Assembly Member De La Torre

February 24, 2006

An act to add Section 36503.5 to the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 2753, as amended, De La Torre. Local government: cities: recall of governing officers ~~and employees~~.

Existing law specifies the terms of office for the governing officers and employees of cities, including the election and removal, term, and compensation.

This bill would specify that ~~upon the~~ *during the period between the commencement of a recall election of an elected governing officer or employee, but before the election results have been certified, the elected governing officer* *elective officer of a city and the certification of the election results, or if the recall prevails, upon the qualification of a successor; the elective officer* sought to be recalled shall not expend, or participate in any action that would commit to expend, city funds.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 36503.5 is added to the Government
2 Code, to read:
3 36503.5. Notwithstanding any other provision of law, *during*
4 *the period* commencing the day of a recall election pursuant to
5 Division 11 (commencing with Section 11000) of the Elections
6 Code, of an ~~elected governing officer or employee, as defined in~~
7 ~~Section 36501, but before the election results have been certified~~
8 *elective officer of a city, and ending upon certification of the*
9 *election results* pursuant to Division 15 (commencing with
10 Section 15000) of the Elections Code, ~~the elected governing~~
11 ~~officer~~ *or, if the recall prevails, upon qualification of the*
12 *successor declared elected pursuant to Section 11385 of the*
13 *Elections Code, an elective officer* sought to be recalled shall not
14 expend, or participate in any action that would commit to
15 expend, city funds.

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